IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE M.NARAYANA REDDY

WRIT PETITION NO : 10590 of 1999

Between:

Paper Report Under the Caption " Teravenuka Peddalu - Teramundu Rowdeelu", Published in "News To-day; dt. 12-5-1999.

..... PETITIONER

AND

1The S.H.O., Kukatpally P.S.,
Ranga Reddy District, Hyderabad.
2The Circle Inspector of Police,
Kukatpally P.S., R.R. District.
3The Superintendent of Police, R.R. District,
Lakdikapool, Ranga Reddy District.
4The Director General of Police, Govt. of A.P.
Hyderabad.
5The Revenue Divisional Officer,
Balanagar Mandal, R. R. District.
6The Mandal Revenue Officer,
Balanagar Mandal, R.R.District
7The District Collector,
Rangareddy District, Hyderabad.
8The Secretary to Govt. of A.P. Home (Police) Dept.,
Secretariat, Hyderabad.
9The Secretary to Govt. of A.P. Revenue Dept.
Secretariat, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an Order, direction, or a Writ, more particularly One in the nature of Writ of Mandamus, calling for remarks and records in and connected to the grabbing of "Buddakunta" by the Land Grabbers with the help of Politicians and Revenue Officials of Balanagar Revenue Mandal which is supplying Water to the agricultural lands in Allapur Village by dividing into plots and to declare the action of the Respondents in not taking any steps to save the Governments in not taking any steps to save the Government Land even though a Complaint was lodged before the Kukatpally Police Station as illegal and to pass Orders directing the Respondents herein to take necessary action to save the Government Land in question Value of more than Rs.2 Crores from the Land grabbers; and to pass such other order or further orders as this Honourable Court may deem fit and proper in the circumstances of the Case.

Counsel for the Petitioner:TAKEN UP

Counsel for the Respondent Nos. 1 to 4: GP FOR HOME

Counsel for the Respondent Nos.5 to 9: G.P. for Revenue

The Court made the following Oral Order : (Per Sri Devinder Gupta, CJ)

On the basis of a newspaper report published in “News Today” on 2.5.1999, the same was treated as taken up writ petition. The newspaper report revealed that some land grabbers with the help of politicians and revenue officials of Balanagar Revenue Mandal have grabbed “Buddakunta”, which is supplying water to the agricultural lands in Allapur Village, by dividing the same into plots. The land was valuable and had to be preserved.

Notice was issued to the respondents. Except respondents 1 to 4, none has bothered to file affidavit in reply.

The Inspector of Police, Kukatpally Police Station in his affidavit pointed out that three cases were booked at Kukatpally Police Station in connection with direct or indirect involvement of Buddakunta land, viz., Crime Nos. 439/96, 316/98 and 738/97. As regards the subject of grabbing is concerned, it is stated that the matter pertains to Revenue Department. In para-3 of the affidavit in reply, some particulars were furnished of civil litigations which were in progress. It is stated that some attempts were also made by the land grabbers on the basis of interim orders to encroach upon the land and it is stated that police pickets were posted at the land and the Land Protection Cell of the Collectorate of Ranga Reddy District will ensure that there is no encroachment on the said “Buddakunta” land under the cover of contempt cases.

As regards police, there is no inaction on their part. Since no counter affidavit has been filed on behalf of other respondents or revenue authorities, we direct the respondents 5 to 9 to take all effective steps in accordance with law to ensure that the land in question is kept free from encroachments and that all precautionary steps must be taken to see that no attempt is made even to grab such lands which are the source of irrigation.

With these directions, we close the writ petition.

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DEVINDER GUPTA, CJ

Date: 17th January, 2005

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M. NARAYANA REDDY,J

Pnb

To

1. The Station House Officer, Kukatpally P.S.,
   Ranga Reddy District, Hyderabad.
2. The Circle Inspector of Police,
   Kukatpally P.S., R.R. District.
3. The Superintendent of Police, R.R. District,
   Lakdikapool, Ranga Reddy District.
4. The Director General of Police, Govt. of A.P.
   Hyderabad.
5. The Revenue Divisional Officer,
   Balanagar Mandal, R. R. District.
6. The Mandal Revenue Officer,
   Balanagar Mandal, R.R.District
7. The District Collector,
   Rangareddy District, Hyderabad.
8. The Secretary to Govt. of A.P. Home (Police) Dept.,
   Secretariat, Hyderabad.
9. The Secretary to Govt. of A.P. Revenue Dept.
   Secretariat, Hyderabad.

10. Two C.Cs. to the Government Pleader for Home, High court Buildings,

Hyderabad. (OUT)

11. Two C.Cs. to the Government Pleader for Revenue, High court

Buildings, Hyderabad. (OUT)

12. Two C.D. copies